

Remarks


In the instant Office Action, the Examiner rejected Claims 1 - 3 under the judicially-created doctrine of obviousness-type double patenting as being unpatentable over Claims 1 - 3 of U.S. Patent No. 6,669,864.

Applicant has enclosed herewith a terminal disclaimer executed by Applicant's attorney of record. Applicant respectfully submits that the instant application and the '864 Patent are commonly owned by Discovery Resources, Inc. Applicant has assigned the full rights thereof to Discovery Resources, Inc. which has been duly recorded at Reel 014524 & Frame 0234; wherein Applicant has assigned all right, title and interest under U.S. Patent Nos. 6,669,864 and 6,666,903, and all improvements and enhancements in the underlying technology thereof. Thus, Applicant has overcome the instant double patenting rejection.

Applicant has checked the specification as requested by the Examiner and has found no minor errors therein

Applicant requests that the Examiner allow Claims 1 - 3.

Respectfully submitted,



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